

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

DEVELOPERS DIVERSIFIED  
REALTY CORP.,

Plaintiff,

v.

DR. NICHOLAS S. VIDALAKIS, et al.,

Defendants.

) CASE NO. 1:06-CV-0234

)

) Judge Sara Lioi

) Magistrate Judge Vecchiarelli

)

)

) **JOINT STIPULATION OF**  
) **DISMISSAL OF ALL CLAIMS AND**  
) **COUNTERCLAIMS WITH**  
) **PREJUDICE**

Plaintiff-Counterclaim Defendant Developers Diversified Realty Corp., Defendants-Counterclaim Plaintiffs Dr. Nick S. Vidalakis, individually and as trustee for the Nick S. and Nancy G. Vidalakis Family Trust; Nancy G. Vidalakis, trustee for the Nick S. and Nancy G. Vidalakis Family Trust; Perry N. Vidalakis, individually and as trustee for the Perry N. Vidalakis Revocable Trust; John N. Vidalakis, individually and as trustee for the John N. Vidalakis Revocable Trust; Nicole K. Vidalakis, trustee for the Nicole K. Vidalakis Revocable Trust; George N. Vidalakis, trustee for the George N. Vidalakis Revocable Trust; J. Rees Jensen, and JRJ Investments, L.C. and Counterclaim Defendants Scott Wolstein, Dean Adler, Terrance Ahern, William Schafer, James Schoff, Joan Allgood, David Jacobstein and Robert Gidel (collectively the “Parties”), pursuant to Rule 41(a) and (c), jointly agree and request that the Court enter an order dismissing all of the claims and counterclaims pending in this action with

prejudice, each of the Parties agreeing to bear his, her or its own costs and fees.

Respectfully submitted,

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Defendant Developers Diversified Realty  
Corporation and Counterclaim Defendants  
Scott Wolstein, Dean Adler, Terrance Ahern,  
William Schafer, James Schoff, Joan Allgood,  
David Jacobstein and Robert Gidel*

**IT IS SO ORDERED.**

Dated: September 8, 2008

  
**HONORABLE SARA LIOI**  
**UNITED STATES DISTRICT JUDGE**